

INDIANA STATE BOARD OF NURSING
Thursday, August 20, 2009
Auditorium of the
Indiana Government Center-South
302 West Washington Street
Indianapolis, Indiana 46204

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

8:30 a.m.

Ms. Valentino called the meeting to order at 8:39 a.m. in the Auditorium of the Indiana Government Center South Building, 302 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

Board Members Present:

Laurel Valentino, R.N., President
Jerry Burghduff, L.P.N., Vice-President
Anne Ogle, Consumer Member
Marcia Laux, R.N., Member
Lynda Narwold, R.N., Secretary
Connie McIntosh, R.N., Member

Board Members Absent

Carolyn Slagle, R.N., C.N.S., Member
Stacy Henderson, L.P.N., Member
Scott Johns, R.N., C.R.N.A., Member

State Officials Present:

Sean Gorman, Board Director, Indiana Professional Licensing Agency
Lori Grice, Assistant Board Director, Indiana Professional Licensing Agency
Lisa Chapman, Litigation Specialist, Indiana Professional Licensing Agency
Gordon White, Nursing Board Advisory Counsel, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda, as amended.

VALENTINO/BURGHDUFF
Motion carried 6-0-0.

III. ADOPTION OF THE MINUTES FROM THE July 16, 2009 MEETING OF THE BOARD

A motion was made and seconded to adopt the June 18, 2009 Nursing Board Meeting Minutes, with a motion to amend the minutes to reflect the next Board Meeting as occurring in June instead of July.

LAUX/BURGHDUFF
Motion carried 5-0-1, OGLE abstained.

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM

Charles Lindquist, ISNAP Program Director, presented the monthly report to the Board. Mr. Lindquist informed the Board that ISNAP has, as of August 1, 2009, 562 active clients, 24 new intakes, 50 intakes in process, 27 closures in monitoring and 44 new Recovery Monitoring Agreements returned.

Mr. Lindquist addressed the attendees at the Board Meeting at the request of the Board President and described the nature of the ISNAP program, which provides monitoring and assessment / treatment referral services to nurses licensed in Indiana who meet the program's monitoring criteria.

Ernest Klein, Executive Director of the Indiana State Nurses Association, announced that ISNA had been selected to continue its work as provider of the ISNAP services on behalf of the Board.

V. EDUCATION

A. Harrison College - Annette Zanto named Dean of Nursing as of 8/17/09

The Board took this notification under advisement.

B. Huntington University to offer RN-BSN program spring semester 2010.

The Board took this notification under advisement.

C. University of Southern Indiana – Nadine Coudret, former Dean of the College of Nursing and Health Professions, has assumed the Interim Provost and Vice-president for Academic Affairs with USI; Ann White, Ph.D., R.N. has been appointed as acting Dean.

The Board took this notification under advisement.

D. Ivy Tech/Richmond - Glenda Cline, MSN will serve as Dept. Chair of Nursing as of 8/17/09.

The Board took this notification under advisement.

E. Indiana University East/ Richmond granted continuing accreditation by National League for Nursing Accrediting Commission through 2017

The Board took this notification under advisement.

F. Ivy Tech Community College–Southern Indiana – Kathy Nelson appointed Nursing Programs Dept. Chair

The Board took this notification under advisement.

VI. DISCUSSION

Sean Gorman presented a combined discussion item / Board Director report to the Board. Mr. Gorman addressed the audience and explained the procedures at normal Board meetings and described how each of the different types of cases are brought before the Board.

Mr. Gorman informed the Board that the renewal cycle for the 90,000 R.N.s licensed in the State is underway and that the Professional Licensing Agency has placed an emphasis on encouraging online renewal through the use of email notifications. Of the 90,000 licensees with active R.N. licenses, the agency had e-mail information for approximately 80,000, which were sent renewal notifications electronically. Online renewal activity following the mass email was instantaneous and heavy.

Laurel Valentino reported on her attendance at the NCSBN annual meeting and delegate assembly. Ms. Valentino reported that it was a positive experience meeting counterparts in other states and sharing information on how other Boards of Nursing operate. Discussion was held on continued competence to practice.

VII. BOARD DIRECTOR REPORT

VIII. PERSONAL APPEARANCES

8:45 a.m.

Personal Appearances were conducted in a separate conference center room concurrently with Board hearings scheduled for the morning. Mr. Burghduff conducted the Personal Appearance interviews and made recommendations for the full Board's consideration and official action. A motion was made and seconded to approve Mr. Burghduff's recommendations as follows:

A. Appearances by Applicants for Licensure

1. Norine Baker – Endorsement

Ms. Baker appeared before the Board regarding a suspended license in Florida. She has an outstanding fine from a 1993 bounced check. Mr. Burghduff recommended that consideration of her application be tabled until she presents documentation of having taken care of the Florida license.

2. Alexander Gates – Examination

Mr. Gates appeared before the Board regarding his positive response on his license application. Mr. Gates reported 2005 arrest for minor consumption, a 2006 minor consumption, and a public intoxication charge. Mr. Burghduff recommended that Mr. Gates be made eligible to test and upon passing be issued a probationary license for at least the duration of his ISNAP RMA, if eligible for participation.

3. Tobie Osbourne – Endorsement

Ms. Osbourne did not appear before the Board. Mr. Burghduff recommended that she be rescheduled for a future hearing.

4. Amy Dennison – Endorsement

Ms. Dennison appeared before the Board regarding her positive response on her application for licensure by endorsement. Ms. Dennison reported having a probationary license in Kentucky and is subject to random drug screens. Mr. Burghduff recommended that Ms. Dennison be issued a probationary license for at least the duration of her KY probationary license. She must contact ISNAP and sign an RMA if eligible.

5. Cynthia Brady – Endorsement

Ms. Brady appeared before the Board regarding her positive response on her application for licensure by endorsement of her Illinois license. She reports having past disciplinary action against her Illinois license for diversion and substance abuse. Mr. Burghduff recommended that consideration of her IN license be tabled while Ms. Brady contact the Michigan Board of Nursing and have the Suspension status removed.

6. Nancy Kendall – Endorsement

Ms. Kendall appeared before the Board regarding her positive response on her application for licensure by endorsement. She reported having previous disciplinary action against her license for diversion and substance abuse. She reports having met all the requirements of disciplinary order in Michigan and sobriety for 6 years. Mr. Burghduff recommended that Ms. Kendall contact ISNAP and sign an RMA if eligible; she is to be issued free and clear.

7. Svanros Holm – Endorsement

Ms. Holm appeared before the Board regarding the positive response on her positive response on her application for licensure. She reported a termination for attempting to cover up a medication error. Mr. Burghduff recommended that Ms. Holm be issued free and clear.

8. Elaine Randall - Endorsement

Ms. Randall appeared before the Board regarding the positive response on her application for licensure by endorsement. She reported a 2007 DUI in CA for which she is still on informal criminal probation. Mr. Burghduff recommended that Ms. Randall be issued free and clear.

9. Terrie Breedlove – Examination

Ms. Breedlove appeared before the Board regarding the positive response on her application for licensure by examination. She reported several financial related felonies and dozens of terminations during her career as a CNA. Mr. Burghduff recommended that Ms. Breedlove's application be denied.

10. Brittaney Kirby – Examination

Ms. Kirby appeared before the Board regarding the positive response on her application for licensure by examination. She reported a 2007 DUI conviction for which she is still on criminal probation. Mr. Burghduff recommended that Ms. Kirby contact ISNAP and sign an RMA if eligible. She is to be made eligible and will be issued free and clear upon passing.

11. Tiffanee Brown – Examination

Ms. Brown appeared before the Board regarding the positive response on her application for licensure by examination. She reported a 2008 felony conviction for felony possession of marijuana. Mr. Burghduff recommended that Ms. Brown be made eligible to test.

12. Tiffany Creedon -Examination

Ms. Creedon appeared before the Board regarding a 2001 conviction for felony possession of Heroin. She reported a sobriety date of 2001 and successful completion of a treatment program. Mr. Burghduff recommended that Ms. Creedon contact ISNAP and sign an RMA if eligible. She is to be made eligible and will be issued free and clear upon passing.

13. Patrick Fougnyes – Examination

Mr. Fougnyes appeared before the Board regarding a 2007 voluntary participation in ISNAP. Robin Reibson reported that he is in good compliance with the program. Mr. Burghduff recommended that he be made eligible to test and be issued free and clear upon passing.

13. Christopher Cushman – Examination

Mr. Cushman appeared before the Board regarding 1994 and 1996 convictions for OWI. Mr. Burghduff recommended that he be made eligible and be issued free and clear upon passing.

14. Erica Cuadra – Examination

Ms. Cuadra appeared before the Board regarding 2005 and 2007 alcohol related convictions. Mr. Burghduff recommended that Ms. Cuadra be issued a probationary license for at least 3 months of compliance with an ISNAP RMA, if eligible.

15. Lori Thompson – Endorsement; rescheduled from July meeting

Mr. Burghduff recommended denial.

16. Lisa Blount – Examination, rescheduled from July meeting

Ms. Blount appeared before the Board regarding a termination for practice error. Mr. Burghduff recommended that Ms. Blount be made eligible and be issued a license free and clear upon passing.

17. Suzanne Klinker – Endorsement

Ms. Klinker appeared before the Board regarding a domestic disturbance arrest in 2005 and an OWI conviction in 2006. Mr. Burghduff recommended that Ms. Klinker be issued a probationary license for at least 6 months of compliance with an ISNAP RMA, if eligible for participation.

18. Christopher Deeds – Examination

Mr. Deeds appeared before the Board regarding a misdemeanor conviction in 2001 for misdemeanor domestic battery. He reported that there were past issues with substance use. Mr. Burghduff recommended that Mr. Deeds be allowed to test and that he contact ISNAP for an evaluation. Mr. Burghduff also recommended that he submit to an MMPI-2 and provide the results prior to issuance of licensure

19. Shanta Southers – Examination

Ms. Southers appeared before the Board regarding a 2008 disorderly conduct, a 2006 arrest for possession of marijuana and a 2003 resisting law enforcement arrest. Mr. Burghduff recommended that Ms. Southers be made eligible to test and that she be issued a probationary license for at least 6 months upon passing with nursing employer evaluations provided prior to eligibility to withdraw.

20. Carl Latta – Examination

Mr. Latta appeared before the Board regarding 2006 and 2008 alcohol related arrests. Mr. Burghduff recommended that Mr. Latta contact ISNAP and sign an RMA if eligible. Mr. Latta is to be issued a probationary license upon passing for at least 6 months compliance of an ISNAP RMA, if eligible.

21. Tiffany A. Collins – Examination

Ms. Collins appeared before the Board regarding DUI convictions in 1999, 2003, and 2005. Ms. Collins reported current participation in a 12 step program. Mr. Burghduff recommended that Ms. Collins be made eligible to test, be issued a license free and clear upon passing.

B. Appearances by Applicants for Renewal

1. Dennis Rawls – LPN expired October 2008; online positive responses - CONTINUED

He was unable to attend. Mr. Rawls applied for renewal of his expired LPN license in June of 2009. Mr. Burghduff recommended that Mr. Rawls' application for renewal be denied.

2. Anna Moye – LPN Expired October 2009; rescheduled from July meeting

Ms. Moye appeared before the Board regarding her application for renewal of her license. Ms. Moye had previous disciplinary action against her license in North Carolina. Mr. Burghduff recommended that the matter be referred to the Attorney General's office as a complaint.

C. Appearances by Applicants for Renewal - More Than Three Years

1. Gina Hiatt

Ms. Hiatt appeared before the Board regarding her application for renewal of her nursing license. She reports having had voluntarily surrendered her license in Colorado after criminal charges for diversion and impairment. Mr. Burghduff recommended that she be issued a probationary license, that she contact ISNAP and sign an RMA if eligible.

2. Maria Deangelis – rescheduled from July meeting; requested reschedule to Sept.

Ms. Deangelis did not appear before the Board regarding application for renewal of her nursing license. Mr. Burghduff recommended that her application be denied.

3. Cindy Collins – LPN, expired October 2004

Ms. Collins did not appear before the Board regarding the application for renewal of her nursing license. Mr. Burghduff recommended that she be rescheduled for the September Board meeting.

4. Mary Tesmer – LPN, expired October 1992

Ms. Tesmer appeared before the Board to request renewal of licensure. She reported having arrangements from an employer who will assist her through an orientation process. Mr. Burghduff recommended that she complete 24 contact hours of CE for nurses and that she be renewed free and clear.

VALENTINO/NARWOLD

Motion carried 4-0-1, MCINTOSH abstained.

VIII. ADMINISTRATIVE HEARINGS

9:00 a.m. The following hearings are scheduled to begin at 9:00 a.m. Cases will be heard in order of the agenda after the conclusion of discussion on the prior agenda items, but will begin no earlier than 9:00 a.m.

A. In the Matter of the License of: Jane B. Walters, R.N., License No. 28077617A

Requested Continuance

Administrative Cause No. 2009 NB 022

Re: Disciplinary Hearing

The above matter was continued to a future Board Meeting.

B. In the Matter of the License of: Sandra Denise Love, L.P.N., License No. 27032353A

Administrative Cause No. 2009 NB 197

Re: Disciplinary Hearing

CONTINUED

C. In the Matter of the License of: Jeffrey Cole, R.N., License No. 28094780A

CONTINUED

Administrative Cause No. 2009 NB 122

Re: Disciplinary Hearing

D. In the Matter of the License of: Karen Kay Townsend, R.N., License No. 28117871A

Administrative Cause No. 2009 NB 121

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.

Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Narwold

Ms. Laux

Mr. Burghduff

Ms. McIntosh

Case Summary: A proposed settlement agreement was filed with the Board that would place Respondent's license on indefinite suspension for at least 6 months of complete compliance with an ISNAP RMA.

Board Action: A motion was made and seconded to accept the settlement agreement as final disposition.

BURGHDUFF/VALENTINO

Motion Carried 5-0-0.

E. In the Matter of the License of: Carolyn Landis-Delaney, R.N., License No. 28085419A

Administrative Cause No. 2009 NB 123

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.

Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Narwold

Ms. Laux

Mr. Burghduff

Ms. McIntosh

Case Summary: A proposed settlement agreement was filed with the Board that would impose a \$250 fine on Respondent.

Board Action: A motion was made and seconded to accept the settlement agreement as final disposition.

LAUX/VALENTINO

Motion Carried 5-0-0.

F. In the Matter of the License of: Kevin S. Tackett, R.N., License No. 28148606A

Administrative Cause No. 2009 NB 124

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.

Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Narwold

Ms. Laux

Mr. Burghduff

Ms. McIntosh

Case Summary: A proposed settlement agreement was filed with the Board that would place Respondent's license on indefinite suspension for at least 1 year of complete compliance with an ISNAP RMA and would require the Respondent to complete 24 contact hours of continuing education prior to petitioning for reinstatement.

Board Action: A motion was made and seconded to accept the settlement agreement as final disposition.

BURGHDIFF/LAUX
Motion Carried 5-0-0.

- G. In the Matter of the License of: Paul R. Smith, L.P.N., License No. 27046898A**
Administrative Cause No. 2009 NB 083
Re: Disciplinary Hearing **MOTION TO CONTINUE**

This matter was continued to a future Board Meeting.

- H. State of Indiana v. Eric Ping, R.N., License No. 28147923A**
Administrative Cause No. 2003 NB 0142
Re: Request to Withdraw Probation

Parties and Counsel Present:

Eric Ping Respondent.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.
Darren Covington, Certified Legal Intern on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux

Case Summary: The Board placed Respondent's license on indefinite probation pursuant to the order issued on February 25, 2004.

Board Action: A motion was made and seconded to withdraw the probationary status from Respondent's license.

VALENTINO/LAUX
Motion Carried 5-0-0.

- I. State of Indiana v. Angela Darnetta Hayes, L.P.N., License No. 27023633A**
Administrative Cause No. 2007 NB 070
Re: Order to Show Cause

Parties and Counsel Present:

Respondent appeared in person.
Morgan Wills, Deputy Attorney General on behalf of the State of Indiana.
Chuck Lindquist, Witness on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghdoff

Case Summary: The State Board issued an Order to Show Cause on July 2, 2009 regarding noncompliance with an existing Board order.

Board Action: A motion was made and seconded to place Respondent's license on indefinite suspension for at least 3 years and assess a \$750.00 fine to Respondents. The Respondent may not petition to reinstate without demonstrating at least 3 years compliance with an ISNAP RMA.

VALENTINO/BURGHDIFF
Motion Carried 6-0-0

J. State of Indiana v. Kathy Day, R.N. License No. 28184059A

Administrative Cause No. 2007 NB 078

Re: Order to Show Cause

Parties and Counsel Present:

Respondent appeared in person.

Christa Jewsbury, Deputy Attorney General on behalf of the State of Indiana.

Chuck Lindquist, Witness on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Case Summary: The State Board issued an Order to Show Cause on July 14, 2009 regarding noncompliance with an existing Board order.

Board Action: A motion was made and seconded to place Respondent's license on indefinite suspension until at such a time she signs an RMA and no sooner than 3 months.

VALENTINO/LAUX

Motion Carried 5-0-0

K. In the Matter of the License of: Kimberly Ann Southworth, R.N. License No. 281330115A

Administrative Cause No. 2005 NB 0187

Re: Request to Withdraw Probation

Parties and Counsel Present:

Respondent was present.

Elizabeth Kiefner-Crawford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Case Summary: The Board placed Respondent's license on indefinite probation pursuant to the order issued on November 10, 2005.

Board Action: A motion was made and seconded to withdraw the probationary status from Respondent's license.

VALENTINO/LAUX

Motion Carried 5-0-0.

L. State of Indiana v. Amy Eden Blevins, R.N. License No. 28092882A

Administrative Cause No. 95 NB 029

Re: Request to Reinstate

Parties and Counsel Present:

Respondent was present.

Elizabeth Kiefner-Crawford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Case Summary: The Board placed Respondent's license on indefinite suspension pursuant to the order issued on August 22, 1996.

Board Action: A motion was made and seconded to reinstate the Respondent's license after completion of a nursing refresher course and 90 days of compliance with ISNAP.

VALENTINO/LAUX
Motion Carried 5-0-0.

- M. State of Indiana v. Tami Lynn Hopper, L.P.N., License No. 27048814A**
Administrative Cause No. 2004 NB 0160
Re: Request to Reinstate

Parties and Counsel Present:

Respondent was present.
Morgan Wills, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux

Case Summary: The Board placed Respondent's license on indefinite probation pursuant to the order issued on November 30, 2007.

Board Action: A motion was made and seconded to place the Respondent's license on indefinite probation, Respondent must complete 24 contact hours of continuing education for nurses within 90 days.

VALENTINO/LAUX
Motion Carried 5-0-0.

- N. In the Matter of the License of: Dianne Leach, R.N., L.P.N., License Nos. 28096642A, 27017978A**
Administrative Cause No. 2008 NB 095
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was present.
Morgan Wills, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux

Case Summary: The State of Indiana filed a complaint on August 4, 2009. A proposed settlement agreement placing the Respondent's license on indefinite probation with proof of completing 12 contact hours of continuing education credit for nurses prior to eligibility for withdraw of the probationary status.

Board Action: A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

LAUX/NARWOLD
Motion Carried 4-0-1.

1:30 p.m. The following hearings are scheduled to begin at 1:30 p.m. The cases will be heard in order of the agenda after the conclusion of any Board hearings scheduled for earlier in the day, but will begin no earlier than 1:30 p.m.

- O. In the Matter of the License of: Debra Noreen Coffey L.P.N., License No. 27014745A**
Administrative Cause No. 2009 NB 108
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent did not appear in person or by counsel.
Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle

Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghduff

Case Summary: The parties filed a proposed settlement agreement on August 19, 2009. The proposed settlement agreement places the respondent's license on indefinite probation for at least the duration of an ISNAP RMA. Prior to petitioning for withdraw, Respondent must submit a letter from employer and pay a \$500.00 fine.

Board Action: A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

VALENTINO/MCINTOSH
Motion Carried 6-0-0

- P. In the Matter of the License of: Shannon Plankenhorn, R.N., L.P.N., License Nos. 28132129A, 27020281A**
Administrative Cause No. 2009 NB 061
Re: Disciplinary Hearing **CONTINUED**

- Q. In the Matter of the License of Deidre Foster, R.N., A.P.N. License Nos. 28073254A, 71000210A**
Administrative Cause No. 2009 NB 052
Re: Settlement Conference; Disciplinary Hearing **SETTLEMENT CONFERENCE MOVED TO 9:00 AM**

Parties and Counsel Present:

Respondent did not appear in person or by counsel.
Morgan Wills, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Laux
Mr. Burghduff

Case Summary: An extension of emergency suspension of Respondent's license was issued by the Board on August 10, 2009. The parties filed a proposed settlement agreement at the Board meeting. The proposed settlement agreement places the respondent's license on indefinite suspension for at least 3 months. Respondent must have an ISNAP evaluation prior to petitioning for reinstatement.

Board Action: A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

BURGHDUFF/LAUX
Motion Carried 3-1-1

- R. In the Matter of the License of: Robyn Maddox, R.N. License No. 28185740A**
Administrative Cause No. 2009 NB 126
Re: Request to Withdraw Probation

Parties and Counsel Present:

Respondent was present.
Christa Jewsbury, Deputy Attorney General on behalf of the State of Indiana.
Chuck Lindquist, Witness on behalf of Respondent.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghduff

Case Summary: The Board placed Respondent's license on indefinite probation in the order filed July 2, 2009.

Board Action: A motion was made and seconded to withdraw the probationary status from the Respondent's license.

VALENTINO/BURGHDUFF
Motion Carried 4-2-0.

S. State of Indiana v. Sivonia Jo Monce, R.N., License No. 28123438A

Administrative Cause No. 98 NB 009

Re: Request to Reinstate

Parties and Counsel Present:

Respondent was present.

Christa Jewsbury, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Mr. Burghduff

Case Summary: The Board placed Respondent's license on indefinite suspension pursuant to the order issued on August 27, 1998.

Board Action: A motion was made and seconded to reinstate the Respondent's license on probation for at least 1 year, she must be evaluated by ISNAP and sign an RMA if eligible, complete 24 contact hours of continuing education for nurses, and a nursing refresher course prior to practice.

VALENTINO/BURGHDIFF

Motion Carried 4-2-0.

T. State of Indiana v. Rebecca Estes, L.P.N., License No. 27053001A

Administrative Cause No. 2003 NB 0120

Re: Request to Withdraw Probation

Parties and Counsel Present:

Respondent was present.

Elizabeth Kiefner-Crawford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Mr. Burghduff

Case Summary: The Board placed Respondent's license on indefinite probation on May 26, 2006.

Board Action: A motion was made and seconded to withdraw the probationary status from Respondent's license.

VALENTINO/BURGHDIFF

Motion Carried 6-0-0.

U. State of Indiana v. Ruth D. Jenkins, L.P.N., License No. 27041736A

Administrative Cause No. 2004 NB 0087

Re: Request to Withdraw Probation

Parties and Counsel Present:

Respondent was present.

Elizabeth Kiefner-Crawford, Deputy Attorney General on behalf of the State of Indiana.

Chuck Lindquist, Witness on behalf of the Respondent.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Mr. Burghduff

Case Summary: The Board placed Respondent's license on indefinite probation pursuant to the order issued on April 28, 2008.

Board Action: A motion was made and seconded to withdraw the probationary status from Respondent's license.

VALENTINO/BURGHDIFF
Motion Carried 5-0-1.

V. State of Indiana v. Cheryl Renee Beaver, R.N., License No. 28125454A

Administrative Cause No. 2002 NB 037
Re: Request to Reinstate

Parties and Counsel Present:

Respondent was present.
Elizabeth Kiefner-Crawford, Deputy Attorney General on behalf of the State of Indiana.
Chuck Lindquist, Witness on behalf of Respondent.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Laux
Mr. Burghduff

Case Summary: The Board placed Respondent's license on indefinite suspension on March 31, 2004.

Board Action: A motion was made and seconded to continue the suspension status for at least 6 months of compliance with an ISNAP RMA and complete 24 contact hours of continuing education for nurses.

VALENTINO/LAUX
Motion Carried 5-0-0.

W. In the Matter of the License of: Patricia Mathews, L.P.N., License No. 28115716A

Administrative Cause No. 2009 NB 045
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was present.
Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Laux
Mr. Burghduff

Case Summary: The parties filed a proposed settlement agreement on July 14, 2009. The agreement calls for Respondent to be placed on indefinite probation and pay a \$250 fine.

Board Action: A motion was made and seconded to adopt the proposed settlement agreement as final disposition in this matter.

VALENTINO/BURGHDIFF
Motion Carried 5-0-0.

X. In the Matter of the License of: Daniel J. Dauscher, L.P.N., License No. 27041632A

Administrative Cause No. 2008 NB 200
Re: Order to Show Cause

CONTINUED

Y. In the Matter of the License of: Tara Lee Ryan, L.P.N., License No. 27046599A, R.N. License No. 28161823A

Administrative Cause No. 2009 NB 058
Re: Motion to Dismiss, Motion for Relief, Motion to Compel, Objection to Motion to Dismiss

Z. In the Matter of the License of: Latisha Jarecki, L.P.N., License No. 27054544A

Administrative Cause No. 2009 NB 089
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present.
Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghduff

Case Summary: The State filed a complaint before the Board on May 4, 2009.

Board Action: A motion was made and seconded to issue a notice of proposed default for Respondent's failure to appear.

NARWOLD/MCINTOSH
Motion Carried 6-0-0.

AA. In the Matter of the License of: Patty Jean Garlick, R. N., License No. 28077437A

CONTINUED

Administrative Cause No. 2009 NB 131

Re: **Proposed Settlement Agreement**

Parties and Counsel Present:

Respondent was present.
Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghduff

Case Summary: The parties filed a proposed settlement agreement on August 14, 2009. The agreement places Respondent's license on indefinite suspension, may not petition to reinstate prior to paying a \$500 fine and one year of complete compliance with an ISNAP RMA.

Board Action: A motion was made and seconded to adopt the agreement as final disposition in the matter.

NARWOLD/LAUX
Motion Carried 6-0-0.

BB. In the Matter of the License of: Dawn Marie Wiley, L.P.N., License No. 27047427A

Administrative Cause No. 2009 NB 132

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghduff

Case Summary: The State filed a complaint before the Board on July 21, 2009.

Board Action: A motion was made and seconded to continue the matter.

BURGHDUFF/LAUX
Motion Carried 5-0-1.

CC. In the Matter of the License of: Liza Aspiras, R.N., License No. 28147132A

Administrative Cause No. 2009 NB 133

Re: Settlement Conference

DD. The State of Indiana v. Susan A. Kroll (Salts) Batten, R.N., License No. 28104341A

Administrative Cause No. 2002 NB 0057

Re: Request to Reinstate

Parties and Counsel Present:

Respondent was present.

Elizabeth Kiefner-Crawford, Deputy Attorney General on behalf of the State of Indiana.

Chuck Lindquist, Witness on behalf of Respondent.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Case Summary: The Board placed the Respondent's license on indefinite suspension on August 5, 2004.

Board Action: A motion was made and seconded to reinstate the Respondent's license on indefinite probation for at least the duration of her ISNAP RMA.

VALENTINO/MCINTOSH

Motion Carried 5-0-0.

EE. In the Matter of the License Application of: Carl Carnes

CONTINUED

Administrative Cause No. 2009 NB 134

Re: Appeal of Denial of Licensure

FF. In the Matter of the License of Jean Marie Hicks, R.N., License No. 28113456A **CONTINUED**

Administrative Cause No. 2009 NB 135

Re: Disciplinary Hearing

GG. In the Matter of the License of: Gregory Rhodes, L.P.N., License No. 27036896A

Administrative Cause No. 2009 NB 136

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent not present.

Christa Jewsbury, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Mr. Burghduff

Case Summary: The State of Indiana filed a complaint before the Board on July 24, 2009.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default.

VALENTINO/BURGHDUFF

Motion Carried 6-0-0

A motion was made and seconded to place Respondent's license on Emergency Suspension.

VALENTINO/LAUX

Motion carried 6-0-0.

HH. State of Indiana v. Sue Ellen Krentz, R.N., License No. 28138309A

Administrative Cause No. 2005 NB 0181

Re: Order to Show Cause

Parties and Counsel Present:

Respondent not present.

Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghduff

Case Summary: The Board issued a summary suspension order on August 6, 2009.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default.

VALENTINO/BURGHDUFF
Motion Carried 6-0-0

II. In the Matter of the License of: Charles Woodson, R.N. License No. 28126400A

Administrative Cause No. 2009 NB 059

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent not present.
Morgan Wills, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Narwold
Ms. Laux
Mr. Burghduff

Case Summary: The parties filed a proposed settlement agreement. The agreement calls for Respondent's license to be placed on indefinite probation and to be assessed a \$250 fine.

Board Action: A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

VALENTINO/BURGHDUFF
Motion Carried 3-0-3

JJ. State of Indiana v. Julie Anderson, R.N., License No. 28412547A

Administrative Cause No. 2003 NB 0166

Re: Request to Reinstate

Parties and Counsel Present:

Respondent was present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.
Chuck Lindquist, Witness on behalf of the Respondent.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Ogle
Ms. McIntosh
Ms. Laux
Mr. Burghduff

Case Summary: The Board placed the Respondent's license on Indefinite Suspension on July 28, 2008.

Board Action: A motion was made and seconded to reinstate Respondent's license on indefinite probation for at least the length of an ISNAP RMA.

VALENTINO/BURGHDUFF
Motion Carried 3-2-0

KK. State of Indiana v. Linda Gardner-Gerling, L.P.N., License No. 27016079A

Administrative Cause No. 91 NB 033

Re: Request to Withdraw Probation

This Matter was continued to a future Board Meeting.

LL. State of Indiana v. Lea Ann Short, L.P.N., License No. 27048771A

Administrative Cause No. 2005 NB 0056

Re: Request to Modify Probation

Parties and Counsel Present:

Respondent was present.

Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.\

Chuck Lindquist, Witness on behalf of the Respondent.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. Ogle

Ms. McIntosh

Ms. Narwold

Ms. Laux

Mr. Burghduff

Case Summary: The Board placed Respondent's license on indefinite probation on April 23, 2009.

Board Action: A motion was made and seconded to keep Respondent's license on probation with modified terms.

VALENTINO/BURGHDUFF

Motion Carried 6-0-0

MM. In the Matter of the License of: Kimberly Kay Koenig, L.P.N., License No. 27040146A

Administrative Cause No. 2007 NB 0135

Re: Order to Show Cause

CONTINUED

IX. DEFAULT HEARINGS

A. State of Indiana v. Kelly D. Saucedo, L.P.N., License No. 27046634A

Administrative Cause No. 2007 NB 031

Re: Notice of Proposed Default

Parties and Counsel Present:

Respondent did not appear in person or by counsel.

Morgan Wills, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)

Ms. McIntosh

Ms. Ogle

Mr. Burghduff

Ms. Narwold

Ms. Laux

Case Summary: Notice of Proposed Default was filed on May 15, 2009 and no response was received from Respondent.

Board Action: A motion was made and seconded to hold Respondent in default.

BURGHDUFF/VALENTINO

Motion Carried 6-0-0

A motion was made and seconded to place Respondent's license on indefinite suspension for at least 99 years.

VALENTINO/BURGHDUFF

Motion Carried 6-0-0

B. State of Indiana v. Terrell Ellis, L.P.N., License No. 27090500A

Administrative Cause No. 2007 NB 0119

Re: Notice of Proposed Default

Parties and Counsel Present:

Respondent did not appear in person or by counsel.

Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. McIntosh
Ms. Ogle
Mr. Burghduff
Ms. Narwold
Ms. Laux

Case Summary: Notice of Proposed Default was filed on July 20, 2009 and no response was received from Respondent.

Board Action: A motion was made and seconded to hold Respondent in default.

LAUX/MCINTOSH
Motion Carried 6-0-0

A motion was made and seconded to require Respondent to pay a \$250 fine and costs to both agencies prior to eligibility for renewal.

VALENTINO/BURGHDUFF
Motion Carried 6-0-0

C. In the Matter of the License of Sarah Pickrell, L.P.N., License No. 27055888A

Administrative Cause No. 2009 NB 102

Re: Notice of Proposed Default

Parties and Counsel Present:

Respondent did not appear in person or by counsel.
Heather Kennedy, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. McIntosh
Ms. Ogle
Mr. Burghduff
Ms. Narwold
Ms. Laux

Case Summary: Notice of Proposed Default was filed on August 10, 2009 and no response was received from Respondent.

Board Action: A motion was made and seconded to hold Respondent in default.

BURGHDUFF/VALENTINO
Motion Carried 6-0-0

A motion was made and seconded to place Respondent's license on indefinite suspension for at least 3 years, to require 6 contact hours of continuing education for nurses prior to eligibility for reinstatement, a \$250 fine and costs to the AG's office and PLA..

VALENTINO/BURGHDUFF
Motion Carried 6-0-0

X. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 5:00 p.m.

Laurel Valentino, R.N., President

Date

Lynda Narwold, R.N., Secretary

Date

Next Scheduled Meeting:

Thursday, September 17, 2009 - Full Board Meeting
Indiana Government Center-South
Auditorium